

730-03

PTO/SB/30 (08-00)

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 182, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventor Protection Act of 1995 (AIPA).

Application Number	09/459,189
Filing Date	December 10, 1998
First Named Inventor	Haynes
Group Art Unit	3626
Examiner Name	M. Kepadia
Attorney Docket Number	4173/2

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.63 (d) (PTO/SB/20) instead of a ROE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 60092 (Aug. 15, 2000); Interim Rule, 65 Fed. Reg. 14653 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a.  Previously submitted  
 i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 (Any unentered amendment(s) referred to above will be entered).  
 ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
 iii.  Other \_\_\_\_\_

b.  Enclosed  
 i.  Amendment/Reply  
 ii.  Affidavit(s)/Declaration(s)  
 iii.  Information Disclosure Statement (IDS)  
 iv.  Other \_\_\_\_\_

**2. Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; See under 37 C.F.R. § 1.17(l) required)  
 b.  Other \_\_\_\_\_

**3. Fees**

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the ROE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-4270  
 i.  RCE fee required under 37 C.F.R. § 1.17(e)  
 ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)  
 iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ \_\_\_\_\_ enclosed  
 c.  Payment by credit card (Form PTO-2030 and/or)

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Signature)

Matthew J. Marquardt

Signature

Date

July 17, 2003

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